GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS –Andhra Pradesh State Civil Supplies Corporation – Allegation of corruption of demand and acceptance of bribe against Sri Mudugu John Kennedy Raj Kumar, formerly Asst. Manager (General), O/o District Manager, A.P. State Civil Supplies Corporation Ltd., Kakinada E.G. District – Trapped on 23-09-2016 – Sanction for prosecution – Accorded- Reg.

CONSUMER AFFAIRS, FOOD & CIVIL SUPPLIES (VS) DEPARTMENT

G.O.MS.No. 2 Dated: 12-02-2018

ORDER:

1. Whereas Sri Mudugu John Kennedy Raj Kumar, S/o.Sri Suryarao, worked as Asst. Manager (General), O/o District Manager, A.P. State Civil Supplies Corporation Ltd., Kakinada E.G. District from 07-08-2013 to 23-09-2016 and by virtue of the post held by him, he falls under the category of a public servant as defined undr section 2 (c) of prevention of Corruption Act, 1988.

2. And whereas Sri Vytla Venkata Rao is R/o Penikeru (V) Alamuru (M) E.G. District. He worked as Essential Commodities Transport contractor for A.P. Civil Supplies Corporation Limited for about 10 years. Thereafter since October, 2015 onwards he was doing the said contract work in the name of his son Sri Tirumala Rao. Every year in the month of March, the D.M., Civil Supplies Corportion Limited used to call stage-II PDS transport tenders. In the said process the tenders were called in the month of March, 2016. But the tenders pertaining to Mandapeta and Tuni mandals were cancelled. The tenders for the above MLS points were again called on 9-7-2016. Sri Vytla Venkata Rao, submitted his tender on 18-072016 for the above work in the name of his son Sri V.Tirumala Rao. The said file was sent to Head office at Hyderabad for approval by the MD, Civil Suppllies. Later Sri Mudugu John Kennedy Raj Kumar (the Asst. Manager of Civil Supplies Office, Kakinada) contacted Sri Vytla Venkata Rao over phone and informed that his tender has been accepted and asked him to come to his office. Accordingly on 06-09-2016, Sri Vytla Venkata Rao met Sri Mudugu John Kennedy Raj Kumar, in his office. Sri Raj Kumar asked Sri Vytla Venkata Rao to bring Rs.100/- stamp papers to process the file and send it to the Joint Collector. Accordingly Sri Vytla Venkata Rao purchased Rs.100/- Stamp papers in the name of V.Tirumala Rao. When he handed over the same to Sri Mudugu John Kennedy Rajkumar, he demanded bribe of Rs.15,000/- for each Mandal i.e., total of RS.30,000/- as bribe to process the files and get the work order issued. He also asked him to arrange Bank Guarantee of Rs.2,25,000/- and EMD of Rs.1,00,000/-. On 15-09-2016. Sri Vytla Venkata Rao got DD for Rs.1,00,000/- in the name of the A.P.S.C.S. Ltd., Kakinada and when met Sri Mudugu John Kennedy RajKumar, he obtained a letter from Sri Vytla Venkata Rao for the amount paid towards security deposit. When Sri Vytla Venkata Rao enquired about his pending work. Sri Mudugu John Kennedy Rajkumar reiterated his earlier demand of bribe of Rs.30,000/- When Sri Vytla Venkata Rao expressed his inability to pay such amount, Sri Mudugu John Kennedy Rajkumar paid deaf ear to his plea. On 19-09-2016, when Sri Vytal Venkata Rao met Sri Mudugu John Kennedy Rajkumar and requested to furnish the copy of proceedings issued by the joint Collector to enable him to submit the same

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before the bank authorities for obtaining bank guarantee, Sri Mudugu John Kennedy Rajkumar furnished copy of the proceedings. When Sri Vytal Venkata Rao enquired about the work order, Sri Mudugu John Kennedy Rajkumar reiterated his earlier demand of bribe of Rs.30,000/- to give such work order. On his repeated requests, Sri Mudugu John Kennedy Rajkumar reduced the bribe amount to Rs.10,000/- for each Mandal i.e., total bribe amount of Rs.20,000/-. Having no other option, Sri Vytal Venkata Rao reluctantly agreed to meet his demand. Sri Mudugu John Kennedy Rajkumar directed him to bring the bribe amount and bank Guarantee on 23-09-2016 to his office.

3. And where as Sri Vytla Venkata Rao was not willing to pay the bribe, he gave a report to the DSP, ACB, Rajahmundry, on 20-09-2016, to take necessary action against Sri Mudugu John Kennedy Rajkumar. After following due procedure the DSP, ACB, Rajahmundry registered the said report as case in Cr.No.11/RCT-RJY/2016 U/s 7 of PC. Act, 1988 on 23-09-2016 and made arrangements for laying the trap.

4. And where as during the course of trap proceedings on 23-09-2016, Sri Mudugu John Kennedy Rajkumar was trapped in his office when he further demanded, and accepted the bribe amount of Rs.20,000/- from Sri Vytla Venkata RAo. By the time trap party entered into the room of Sri Mudugu John Kennedy Rajkumar was found counting currency notes. Having noticed arrival of the trap party, he placed the bribe amount on a plank available on the computer table. When the fingers of both the hands of Sri Mudugu John Kennedy Rajkumar were subjected to chemical test separately, they yielded positive result. In pursuance of the information furnished by Sri Mudugu John Kennedy Rajkumar, the tainted amount of RS.20,000/- was recovered from the plank on his computer table. The serial numbers of the recovered currency notes were found by the mediator to have tallied with the serial nos, of the currency notes produced by Sri Vytla Venkata Rao as proposed bribe amount during pre-trap proceedings. The chemical test conducted on the surface of the plank, which came into contact with the tainted amount also yielded positive result. The DSP seized samples of chemical resultant solutions, relevant records, tainted amount, plank of the computer table and prepared rough sketch of scene of offence.

5. And whereas, the above said acts of Sri Mudugu John Kennedy Rajkumar formerly Asst. Manager (General) O/o District Manager, A.P. State Civil Supplies Corporation Ltd., constitute offences punishable U/Ss. 7 & 13 (1) (d) r/w 13 (2) of P.C. Act 1988.

6. And whereas, the Government of A.P. being the competent authority to remove Sri Mudugu John Kennedy Rajkumar, formerly Asst. Manager (General) O/o District Manager, A.P. State Civil Supplies Corporation Ltd., from service after fully and carefully examining the material (ie., FIR Mediators' reports, statements of witnesses, made up files explanation of Sri Mudugu John Kennedy Rajkumar and final report of DG, ACB etc.) placed before them in respect of the said allegations and the circumstances of the case consider that Sri Mudugu John Kennedy Rajkumar who formerly worked as Asst. Manager (General) O/o District Manager, A.P. State Civil Supplies Corporation Ltd., should be prosecuted in a court of law.

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7. Now, therefore, in exercise of the powers conferred by clause (b) of sub section (1) of section 19 of the Prevention of Corruption Act, 1988, the Government of A.P. hereby accord sanction for the prosecution of Sri Mudugu John Kennedy Rajkumar who formerly worked as Asst. Manager (General) O/o District Manager, A.P. State Civil Supplies Corporation Ltd., for the above said offences punishable under section 7 & 13 (1) (d) read with 13 (2) of the prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(B.RAJSEKHAR)
E.O.PRL.SECRETARY TO GOVERNMENT

To
The Director General,
Anti Corruption Bureau,
Andhra Pradesh, Vijayawada